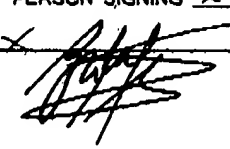


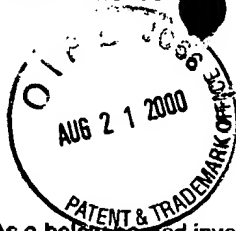


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STATEMENT CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) & 1.27(c))—SMALL BUSINESS CONCERN		Docket Number (Optional) FREI.P-038US
Applicant, Patentee, or Identifier: _____		
Application or Patent No.: <u>09/498,505</u>		
Filed or Issued: <u>01/28/2000</u>		
Title: <u>Messaging System For Delivering Data In the Form of</u> <u>Portable Message Formats in Between Message Clients</u>		
I hereby state that I am		
<input type="checkbox"/> the owner of the small business concern identified below.		
<input type="checkbox"/> an official of the small business concern empowered to act on behalf of the concern identified below.		
NAME OF SMALL BUSINESS CONCERN <u>Softwired, Inc.</u>		
ADDRESS OF SMALL BUSINESS CONCERN <u>Technoparkstrasse 1</u> <u>CH-8005 Zurich, Switzerland</u>		
I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office. Questions related to size standards for a small business concern may be directed to: Small Business Administration, Size Standards Staff, 409 Third Street, SW, Washington, DC 20416.		
I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:		
<input type="checkbox"/> the specification filed herewith with title as listed above.		
<input checked="" type="checkbox"/> the application identified above.		
<input type="checkbox"/> the patent identified above.		
If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).		
Each person, concern, or organization having any rights in the invention is listed below:		
<input type="checkbox"/> no such person, concern, or organization exists.		
<input type="checkbox"/> each such person, concern, or organization is listed below.		
Separate statements are required from each named person, concern or organization having rights to the invention stating their status as small entities. (37 CFR 1.27)		
I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))		
NAME OF PERSON SIGNING <u>X</u> <u>DR. SILVANO MAFFEIS</u>		
TITLE OF PERSON IF OTHER THAN OWNER <u>X</u> <u>MANAGING PARTNER</u>		
ADDRESS OF PERSON SIGNING <u>X</u> <u>HAEGELERSTR. 67, CH-5400 BADEN</u>		
SIGNATURE <u>X</u>  DATE <u>7/27/2000</u>		

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



FREI.P-038US

**COMBINED DECLARATION
AND POWER OF ATTORNEY**

As a below-named inventor, I hereby declare that:

My citizenship, residence and post office address are as listed below next to my name.

I believe I am the original, first and ☐ sole/☒ joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: **MESSAGING SYSTEM FOR DELIVERING DATA IN THE FORM OF PORTABLE MESSAGE FORMATS IN BETWEEN MESSAGE CLIENTS.**

the specification of which

(a) ☐ is attached hereto.

(b) ☒ was filed on January 28, 2000 as Application Serial No. 09/498,505 and was amended on _____.

(c) ☐ was described and claimed in International Application No. _____ filed on _____ and amended on _____.

Acknowledgment of Duty of Disclosure

I hereby state that I have reviewed and understood the content of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the patentability of the subject matter claimed in this application in accordance with Title 37, Code of Federal Regulations § 1.56(a).

35 U.S.C. § 120

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose material information as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Serial No.)	(Filing Date)	(Status)(patented,pending,abandoned)	(Patent No. if applicable)	(Application
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Serial No.)	(Filing Date)	(Status)(patented,pending,abandoned)	(Patent No. if applicable)	(Application
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Power of Attorney

I hereby appoint Carl Oppedahl, PTO Reg. NO. 32,746, Marina T. Larson, PTO Reg. No. 32,038, and Nancy J. Parsons, PTO Reg. No. 40,364 of the firm of OPPEDAHL & LARSON LLP, having office at P.O. Box 5068, 256 Dillon Ridge Road, Dillon, CO 80498 as attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

SEND CORRESPONDENCE TO:

OPPEDAHL & LARSON LLP
P.O. BOX 5068
DILLON, COLORADO 80435-5068

DIRECT TELEPHONE CALLS TO:

OPPEDAHL & LARSON LLP
970-488-6600

FREI.P-038US

Claim for Priority

I hereby claim foreign priority benefits under 35 U.S.C. § 119 (a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign applications for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

EARLIEST FOREIGN APPLICATION(S), FILED WITHIN TWELVE MONTHS (6 MONTHS FOR DESIGN) PRIOR TO SAID APPLICATION					
COUNTRY	APPLICATION NO.	DATE OF FILING (day/month/year)	DATE OF ISSUE (day/month/year)	PRIORITY CLAIMED	CERTIFIED COPY ATTACHED
				YES [] NO []	YES [] NO []
FOREIGN APPLICATION(S), IF ANY, FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO SAID APPLICATION					
COUNTRY	APPLICATION NO.	DATE OF FILING (day/month/year)	DATE OF ISSUE (day/month/year)		

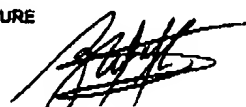
Provisional Application

I hereby claim the benefit under 35 U.S.C § 119(e) of any United States provisional application(s) listed below.

(application number)

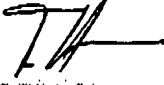
(filing date)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR	LAST NAME MAFFEIS	FIRST NAME SILVANO	MIDDLE NAME
RESIDENCE & CITIZENSHIP	BADEN	STATE OR COUNTRY OF RESIDENCE SWITZERLAND	COUNTRY OF CITIZENSHIP SWITZERLAND
POST OFFICE ADDRESS Hägerlerstrasse 67		CITY 5400 Baden	STATE/COUNTRY ZIP CODE Switzerland
DATE 8/14/2000		SIGNATURE 	

- [x] Signature for additional joint inventor attached. Number of Pages 1.
- [] Signature by Administrator(trix) or legal representative for deceased or incapacitated inventor. Number of Pages .
- [] Signature for inventor who refuses to sign or cannot be reached by person authorized under 37 CFR § 1.47. Number of Pages .

FREI.P-038US

NAME OF SECOND INVENTOR	LAST NAME HAAS	FIRST NAME THOMAS	MIDDLE NAME
RESIDENCE & CITIZENSHIP	CITY OF RESIDENCE ZÜRICH	STATE OR COUNTRY OF RESIDENCE SWITZERLAND	COUNTRY OF CITIZENSHIP SWITZERLAND
POST OFFICE ADDRESS Beckenhofstrasse 72		CITY 8006 Zürich	STATE/COUNTRY ZIP CODE Switzerland
DATE 8/14/2000		SIGNATURE x 	
NAME OF THIRD INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME
RESIDENCE & CITIZENSHIP	CITY OF RESIDENCE	STATE OR COUNTRY OF RESIDENCE	COUNTRY OF CITIZENSHIP
POST OFFICE ADDRESS		CITY	STATE/COUNTRY ZIP CODE
DATE		SIGNATURE	
NAME OF FOURTH INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME
RESIDENCE & CITIZENSHIP	CITY OF RESIDENCE	STATE OR COUNTRY OF RESIDENCE	COUNTRY OF CITIZENSHIP
POST OFFICE ADDRESS		CITY	STATE/COUNTRY ZIP CODE
DATE		SIGNATURE	
NAME OF FIFTH INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME
RESIDENCE & CITIZENSHIP	CITY OF RESIDENCE	STATE OR COUNTRY OF RESIDENCE	COUNTRY OF CITIZENSHIP
POST OFFICE ADDRESS		CITY	STATE/COUNTRY ZIP CODE
DATE		SIGNATURE	